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FEB 1 4 2007

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SCULLY, SCOTT, MURPHY & PRESSER, P.C.



To: Examiner Francis K. Jaworski John F. Vodopia Art Unit: 3768 571-273-8300 Fax: Pages: 9 pages including cover sheet Phone: 571-272-4738 Date: August 24, 2006

Confirmation No: 4119 Re: USSN: 10/658,477 CC: Our Docket: 14109Z

# RESPONSE TO FINAL OFFICE ACTION

The following is being filed with the U.S. Patent and Trademark Office via facsimile on February 14, 2007:

1. Response Under 37 C.F.R. §1.116

2. Authorization to Charge Deposit Account 19-1013

3. Certificate of Facsimile Transmission

Applicants:

Kenji Hirooka, et al.

Serial No.:

10/658,477

For:

ULTRASONIC PROBE FOR OPERATION UNDER MICROSCOPE

Filed:

September 9, 2003

Docket:

14109Z

Dated:

February 14, 2007

JFV:gc

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CERTIFICATE OF	TRANSMISSION BY FAC	SIMILE (37 CFR 1.8)	Docket No.
Applicant(s): Kenji Hiro	14109Z		
Application No.	Filing Date	Examiner	Group Art Unit
10/658,477	September 9, 2003	Francis K. Jaworski	3768
Invention: ULTRASON	IC PROBE FOR OPERATION	UNDER MICROSCOPE	
	•		•
I hereby certify that this	RES	SPONSE UNDER 37 CFR §1.11	16
•		(Identify type of correspondence)	
	itted to the United States Patent	and Trademark Office (Fax. N	o. <u>(571) 273-8300</u>
On February 14 (Date)	4, 2007		
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## RECEIVED CENTRAL FAX CENTER

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FEB 1 4 2007

A B CERT								
AMENDMENT TRANSMITTAL LETTER (Large Entity)  Applicant(s): Kenji Hirooka, et al.					Docket No. 14109Z			
Application No.	Filing Date	Examine	r	Customer i	Vo.	Group Art Unit	Confirmation No.	
10/658,477	September 9, 2003	Francis K. Ja	vorski	23389		3768	4119	
Invention: ULT								
		COMMISSIONER	FOR PATE	ENTS:				
Transmitted herev	vith is an amendment i	n the above-identifie	ed application	n.				
The fee has been	calculated and is trans	mitted as shown be	low.					
		CLAIMS AS		)	=			
	CLAIMS REMAINING	HIGHEST#	NUMBE	R EXTRA			ADDITIONAL	
<u> </u>	AFTER AMENDMENT	PREV. PAID FOR	1	PRESENT		RATE	FEE	
TOTAL CLAIMS	5 -	20 =		0	x	\$50.00	\$0.00	
INDEP. CLAIMS	1 -	3 =		0	х	\$200.00	\$0.00	
Multiple Dependent Claims (check if applicable)						\$0.00		
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT \$0.00								
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⊠ Anya	dditional filing fees req	uired under 37 C.F.	R. 1.16.		VA.1.			
Payment b	atent application proce y credit card. Form PT	ssing fees under 37 0-2038	CFR 1.17.					
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Dated: February 14, 2007								
John F. Vodopia Registration No. 36	i <b>.</b> 299							
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Lan City, New York 11530								
(516) 742-4343 (Date)								
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cc:								
Typed or Printed Name of Person Mailing Correspondence								

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FEB 1 4 2007

AMENDMENT TRANSMITTAL LETTER (Large Entity) Applicant(s): Kenji Hirooka, et al.						Docket No. 14109Z		
Application No.	Filing Date	Examiner		Customer N	o. C	Froup Art Unit	Confirmation No.	
10/658,477	September 9, 2003	Francis K. Jaworski		23389		3768	4119	
Invention: ULTRASONIC PROBE FOR OPERATION UNDER MICROSCOPE								
COMMISSIONER FOR PATENTS:  Transmitted herewith is an amendment in the above-identified application.								
		mitted as shown below		Jii.		•		
		CLAIMS AS A	MENDE	)				
	CLAIMS REMAINING	HIGHEST#	NUMB	ER EXTRA			ADDITIONAL	
	AFTER AMENDMENT	PREV. PAID FOR	CLAIMS	PRESENT	1	RATE	FEE	
TOTAL CLAIMS	5 -	20 =		0	x	\$50.00	\$0.00	
INDEP. CLAIMS	1 -	3 =		0	x	\$200.00	\$0.00	
Multiple Dependent Claims (check if applicable)								
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT \$0.00							\$0.00	
No additional fee is required for amendment.  □ Please charge Deposit Account No. in the amount of □ A check in the amount of to cover the filling fee is enclosed. □ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 19-1013/SSMP □ Any additional filing fees required under 37 C.F.R. 1.16. □ Any patent application processing fees under 37 CFR 1.17. □ Payment by credit card. Form PTO-2038.  WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.  Dated: February 14, 2007								
John F. Vodopia  Registration No. 36,299  Thereby certify that this correspondence is being deposited with the Noited States Postal Service with sufficient postage as first								
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Signature of Person Malling Correspondence  Typed or Printed Name of Person Malling Correspondence								

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### FEB 1 4 2007

RESPONSE UNDER 37 CFR §1.116 EXPEDITED PROCEDURE EXAMINING GROUP 3768

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Kenji Hirooka, et al.

Examiner: Francis K. Jaworski

Serial No: 10/658,477

Art Unit: 3768

Filed: September 9, 2003

Docket: 14109Z

For: ULTRASONIC PROBE FOR

**OPERATION UNDER MICROSCOPE** 

Dated: February 14, 2007

Confirmation No.: 4119

Mail Stop After Final Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### RESPONSE UNDER 37 CFR §1.116

Sir:

In response to the final Official Action mailed from the U.S. Patent Office on November 16, 2006, applicants respectfully request reconsideration of the final rejections therein:

The listing of the claims begins at page 2 of this Response.

The Remarks begin at page 4 of this Response.

**CERTIFICATION OF FACSIMILE TRANSMISSION** 

I hereby certify that this paper is being facsimile transmitted to facsimile number 571-273-8300 at the U.S. Patent and Trademark Office on Recease shown below.

Dated: February 14, 2007

John F. Vodopia

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